



Doc#: 0829029053 Fee: \$46.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 10/16/2008 12:34 PM Pg: 1 of 6

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

KUBASIAK, FYLSTRA, THORPE & ROTUNNO
20 SOUTH CLARK STREET, SUITE 2900
CHICAGO, ILLINOIS 60603
ATTENTION: MARIANNE PETERS

NCS
367594
608 7
2003 10/20

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #
0427827137 10/4/08

1b. This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS.

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ASSIGNMENT (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects Debtor or Secured Party of record. Check only one of these two boxes.
Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.
 CHANGE name and/or address: Please refer to the detailed instructions in regards to changing the name/address of a party. DELETE name: Give record name to be deleted in item 6a or 6b. ADD name: Complete item 7a or 7b, and also item 7c; also complete items 7e-7g (if applicable).

6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME
GERALD M. OGUSS, AS TRUSTEE OF THE GERALD M. OGUSS TRUST DATED 2/13/92

OR

6b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

7. CHANGED (NEW) OR ADDED INFORMATION:

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

7c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

7d. SEE INSTRUCTIONS ADD'L INFO RE ORGANIZATION DEBTOR 7e. TYPE OF ORGANIZATION 7f. JURISDICTION OF ORGANIZATION 7g. ORGANIZATIONAL ID #, if any NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.
Describe collateral deleted or added, or give entire restated collateral description, or describe collateral assigned.

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COOK COUNTY, ILLINOIS

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME
THE PRIVATEBANK AND TRUST COMPANY

OR

9b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

10. OPTIONAL FILER REFERENCE DATA
1787-1/ASSUMPTION

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EXHIBIT A

LEGAL DESCRIPTION

Commonly known as: 850 North DeWitt Place/221 East Chestnut Street
Permanent Index Number: 17-03-227-021

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Exhibit "A "

PARCEL 1:

THAT PART OF LOT "A" IN THE CONSOLIDATION OF LOTS 54 AND 55 (EXCEPT FROM SAID LOTS THE SOUTH 8 FEET THEREOF) AND LOTS 56 AND 57 AND LOT 58 (EXCEPT THE WEST 15 FEET 11 3/8 INCHES THEREOF) IN LAKE SHORE DRIVE ADDITION TO CHICAGO, A SUBDIVISION OF PART OF BLOCKS 14 AND 20 IN CANAL TRUSTEES SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH WEST CORNER OF SAID LOT "A", THENCE EAST ALONG THE SOUTH LINE OF SAID LOT "A" A DISTANCE OF 134 FEET 0-5/8 INCHES TO THE WEST LINE OF AN EAST AND WEST PUBLIC ALLEY, THENCE NORTH ALONG SAID WEST LINE A DISTANCE OF 8 FEET TO THE NORTH WEST CORNER OF SAID EAST AND WEST PUBLIC ALLEY; THENCE EAST ALONG THE NORTH LINE OF SAID EAST AND WEST PUBLIC ALLEY A DISTANCE OF 76 FEET 9 1/8 INCHES TO A POINT 23 FEET 3 7/8 INCHES, AS MEASURED ALONG THE NORTH LINE OF SAID EAST AND WEST PUBLIC ALLEY, WEST OF THE EAST LINE OF SAID LOT "A"; THENCE NORTHERLY ALONG A STRAIGHT LINE EXTENDING FROM LAST DESCRIBED POINT TO A POINT 45 FEET 9 3/4 INCHES NORTH OF THE NORTH LINE OF SAID EAST AND WEST PUBLIC ALLEY AND 23 FEET 6 1/4 INCHES WEST OF THE EAST LINE OF SAID LOT "A", A DISTANCE OF 41 FEET 9 3/4 INCHES TO A POINT HEREINAFTER DESIGNATED AS "POINT X"; THENCE WEST ALONG A STRAIGHT LINE (HEREINAFTER DESIGNATED "LINE X") A DISTANCE OF 168 FEET 7 3/8 INCHES; THENCE SOUTH ALONG A STRAIGHT LINE A DISTANCE OF 6 FEET 5 3/4 INCHES; THENCE WEST ALONG A STRAIGHT LINE A DISTANCE OF 19 FEET 9 1/4 INCHES; THENCE NORTH ALONG A STRAIGHT LINE A DISTANCE OF 64 FEET TO A POINT IN THE NORTH LINE OF SAID LOT "A", THENCE WEST ALONG THE SAID NORTH LINE A DISTANCE OF 22 FEET 1 1/2 INCHES TO THE NORTH WEST CORNER OF SAID LOT "A"; THENCE SOUTH ALONG THE WEST LINE OF SAID LOT "A" A DISTANCE OF 107 3 3/8 INCHES TO THE POINT OF BEGINNING,

ALSO THAT PART OF LOT "A" IN THE CONSOLIDATION AFORESAID LYING BELOW A HORIZONTAL PLANE OF ELEVATION 12.95 FEET FROM ABOVE THE CHICAGO CITY DATUM DESCRIBED AS COMMENCING AT THE HEREIN ABOVE DESCRIBED "POINT X"; THENCE WEST ALONG "LINE X" A DISTANCE OF 168 FEET 7 3/8 INCHES; THENCE SOUTH ALONG A STRAIGHT LINE A DISTANCE OF 6 FEET 5 3/4 INCHES; THENCE WEST ALONG A STRAIGHT LINE A DISTANCE OF 19 FEET 9 1/4 INCHES; THENCE NORTH (ALONG A STRAIGHT LINE WHICH INTERSECTS THE NORTH LINE OF LOT "A" AT A POINT 22 FEET 1 1/2 INCHES EAST OF THE NORTH WEST CORNER OF SAID LOT) A DISTANCE OF 24.54 FEET TO A POINT ON A LINE 39.46 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID LOT "A"; THENCE EAST ALONG SAID PARALLEL LINE A DISTANCE OF 188.71 FEET TO A POINT 23.19 FEET WEST OF THE EAST LINE OF LOT "A" (AS MEASURED ALONG SAID PARALLEL LINE); THENCE SOUTH 14.02 FEET ALONG A LINE PARALLEL WITH THE EAST LINE OF LOT "A" TO A LINE 4.00 FEET NORTH OF AND PARALLEL WITH THE EASTERLY PROLONGATION OF LINE "X"; THENCE WEST ON SAID PARALLEL LINE 0.33 FEET; THENCE SOUTH 4.00 FEET TO THE SAID "POINT X";

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ALSO THAT PART OF LOT "A" IN THE CONSOLIDATION AFORESAID LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 12.95 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 34.98 FEET ABOVE THE CHICAGO CITY DATUM DESCRIBED AS COMMENCING AT THE HEREIN ABOVE DESCRIBED "POINT X"; THENCE WEST ALONG "LINE X" A DISTANCE OF 168 FEET 7 3/8 INCHES; THENCE SOUTH ALONG A STRAIGHT LINE A DISTANCE OF 6 FEET 5 3/4 INCHES; THENCE WEST ALONG A STRAIGHT LINE A DISTANCE OF 19 FEET 9 1/4 INCHES; THENCE NORTH (ALONG A STRAIGHT LINE WHICH INTERSECTS THE NORTH LINE OF LOT "A" AT A POINT 22 FEET 1 1/2 INCHES EAST OF THE NORTH WEST CORNER OF SAID LOT) A DISTANCE OF 17.90 FEET; THENCE EAST PARALLEL WITH THE NORTH LINE OF LOT "A" A DISTANCE OF 18.55 FEET; THENCE NORTH 6.64 FEET TO A POINT ON A LINE 39.46 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID LOT "A"; THENCE EAST ALONG SAID PARALLEL LINE A DISTANCE OF 170.16 FEET TO A POINT 23.19 FEET WEST OF THE EAST LINE OF LOT "A" (AS MEASURED ALONG SAID PARALLEL LINE); THENCE SOUTH 14.02 FEET ALONG A LINE PARALLEL WITH THE EAST LINE OF LOT "A" TO A LINE 4.00 FEET NORTH OF AND PARALLEL WITH THE EASTERLY PROLONGATION OF "LINE X"; THENCE WEST ON SAID PARALLEL LINE 0.33 FEET, THENCE SOUTH 4.00 FEET TO THE SAID "POINT X"; ALL IN COOK COUNTY, ILLINOIS.

EXCEPTING FROM PARCEL 1 THE BIKE ROOM DESCRIBED IN EXHIBIT C TO JUDGMENT ORDER AND OPINION ENTERED MARCH 12, 1993 IN CASE 86CH2404, A COPY OF WHICH WAS RECORDED AUGUST 18, 1994 AS DOCUMENT 94732684, AND DESCRIBED AS FOLLOWS:

THAT PART OF LOT "A" IN THE CONSOLIDATION OF LOTS 54 AND 55 (EXCEPT FROM SAID LOTS THE SOUTH 8 FEET THEREOF) AND LOTS 56 AND 57 AND LOT 58 (EXCEPT THE WEST 15 FEET 11 3/8 INCHES THEREOF) IN LAKE SHORE DRIVE ADDITION TO CHICAGO, A SUBDIVISION OF PART OF BLOCKS 14 AND 20 IN CANAL TRUSTEES SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE PROPERTY HERETOFORE SUBMITTED TO THE CONDOMINIUM PROPERTY ACT OF THE STATE OF ILLINOIS AS PER DECLARATION OF CONDOMINIUM OWNERSHIP RECORDED SEPTEMBER 22, 1978 AS DOCUMENT 24641583 AND KNOWN AS 850 DEWITT PLACE CONDOMINIUM, BEING A POINT ON THE NORTH LINE OF LOT "A", 22 FEET 1 1/2 INCHES (22.125 FEET) EAST OF THE NORTHWEST CORNER OF SAID LOT "A"; THENCE SOUTHERLY ALONG THE WESTERLY LINE OF 850 DEWITT PLACE CONDOMINIUM AS DESCRIBED IN DECLARATION OF CONDOMINIUM OWNERSHIP, AFORESAID, 46.10 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE EAST AT RIGHT ANGLES TO SAID LAST DESCRIBED LINE, 7.82 FEET; THENCE SOUTH AT RIGHT ANGLES TO SAID LAST DESCRIBED LINE, 18.65 FEET; THENCE WEST AT RIGHT ANGLES TO SAID LAST DESCRIBED LINE, 28.72 FEET; THENCE NORTH AT RIGHT ANGLES TO SAID LAST DESCRIBED LINE, 18.65 FEET; THENCE EAST AT RIGHT ANGLES TO SAID LAST DESCRIBED LINE, 20.90 FEET TO THE PLACE OF BEGINNING, LYING ABOVE AND BELOW VARIOUS PLANES AS FOLLOWS:

THE NORTH 3.95 FEET OF THE WEST 10.80 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 15.15 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM;

THE SOUTH 6.90 FEET OF THE NORTH 10.85 FEET OF THE WEST 10.80 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE AN INCLINED PLANE OF ELEVATION 14.26 FEET ABOVE THE CHICAGO CITY DATUM AT A LINE 3.95 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE AFOREDESCRIBED PARCEL AND SAID INCLINED PLANE HAVING AN ELEVATION OF 12.95 FEET AT A LINE 10.85 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE AFOREDESCRIBED PARCEL, AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM;

THE SOUTH 7.80 FEET OF THE WEST 10.80 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 12.95 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM;

THE NORTH 3.95 FEET OF THE EAST 10.10 FEET OF THE WEST 20.90 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 13.45 FEET ABOVE THE CHICAGO CITY DATUM, AND LYING BELOW AN INCLINED PLANE OF ELEVATION 20.55 FEET ABOVE THE CHICAGO CITY DATUM AT THE NORTH LINE OF THE AFOREDESCRIBED PARCEL AND SAID INCLINED PLANE

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HAVING AN ELEVATION OF 21.38 FEET ABOVE THE CHICAGO CITY DATUM AT A LINE 3.95 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE AFOREDESCRIBED PARCEL;

THE SOUTH 4.10 FEET OF THE NORTH 8.05 FEET OF THE EAST 10.10 FEET OF THE WEST 20.90 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 12.95 FEET ABOVE THE CHICAGO CITY DATUM, AND LYING BELOW AN INCLINED PLANE OF ELEVATION 21.38 FEET ABOVE THE CHICAGO CITY DATUM AT A LINE 3.95 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE AFOREDESCRIBED PARCEL AND SAID INCLINED PLANE HAVING AN ELEVATION OF 22.25 FEET ABOVE THE CHICAGO CITY DATUM AT A LINE 8.05 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE AFOREDESCRIBED PARCEL;

THE SOUTH 10.60 FEET OF THE EAST 10.10 FEET OF THE WEST 20.90 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 12.95 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM;

THE NORTH 3.95 FEET OF THE EAST 7.82 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 13.45 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM; THE SOUTH 14.70 FEET OF THE EAST 7.82 FEET OF THE AFOREDESCRIBED PARCEL LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 12.95 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 22.25 FEET ABOVE THE CHICAGO CITY DATUM; ALL IN COOK COUNTY, ILLINOIS.

AND FURTHER EXCEPTING FROM PARCEL 1 THE STORAGE AREA DESCRIBED IN EXHIBIT D TO JUDGMENT ORDER AND OPINION ENTERED MARCH 12, 1993 IN CASE 86CH2404, A COPY OF WHICH WAS RECORDED AUGUST 18, 1994 AS DOCUMENT 94732684, AND DESCRIBED AS FOLLOWS:

THAT PART OF LOT "A" IN THE CONSOLIDATION OF LOTS 54 AND 55 (EXCEPT FROM SAID LOTS THE SOUTH 8 FEET THEREOF) AND LOTS 56 AND 57 AND LOT 58 (EXCEPT THE WEST 15 FEET 11 3/8 INCHES THEREOF) IN LAKE SHORE DRIVE ADDITION TO CHICAGO, A SUBDIVISION OF PART OF BLOCKS 14 AND 20 IN CANAL TRUSTEES SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE PROPERTY HERETOFORE SUBMITTED TO THE CONDOMINIUM PROPERTY ACT OF THE STATE OF ILLINOIS AS PER DECLARATION OF CONDOMINIUM OWNERSHIP RECORDED SEPTEMBER 22, 1978 / S DOCUMENT 24641583 AND KNOWN AS 850 DEWITT PLACE CONDOMINIUM, BEING A POINT ON THE NORTH LINE OF LOT "A", 22 FEET 1 1/2 INCHES (22.125 FEET) EAST OF THE NORTHWEST CORNER OF SAID LOT "A"; THENCE SOUTHERLY ALONG THE WESTERLY LINE OF 850 DEWITT PLACE CONDOMINIUM AS DESCRIBED IN DECLARATION OF CONDOMINIUM OWNERSHIP, AFORESAID, 3.18 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE CONTINUING SOUTH ALONG SAID LAST DESCRIBED LINE, 27.82 FEET; THENCE WEST PERPENDICULAR TO SAID LAST DESCRIBED LINE, 11.30 FEET; THENCE SOUTH PERPENDICULAR TO SAID LAST DESCRIBED LINE, 14.22 FEET; THENCE WEST PERPENDICULAR TO SAID LAST DESCRIBED LINE, 10.30 FEET; THENCE NORTH PERPENDICULAR TO SAID LAST DESCRIBED LINE, 22.04 FEET; THENCE EAST PERPENDICULAR TO SAID LAST DESCRIBED LINE, 21.60 FEET TO THE PLACE OF BEGINNING, LYING ABOVE A HORIZONTAL PLANE OF ELEVATION 27.41 FEET ABOVE THE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE OF ELEVATION 34.36 FEET ABOVE THE CHICAGO CITY DATUM, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2:

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THAT PART OF LOT "A" IN THE CONSOLIDATION AFORESAID COMMENCING AT THE MOST EASTERLY SOUTH EAST CORNER OF LOT "A" IN THE CONSOLIDATION HEREINABOVE DESCRIBED IN PARCEL 1; THENCE NORTH ALONG THE EAST LINE OF SAID LOT "A", A DISTANCE OF 19.20 FEET TO THE POINT OF BEGINNING OF THE LAND HEREIN DESCRIBED, THENCE CONTINUING NORTH ALONG SAID EAST LINE OF LOT "A", A DISTANCE OF 20 FEET; THENCE WEST 23 FEET 6 1/4 INCHES, MORE OR LESS, TO A POINT ON A LINE DESCRIBED AS BEGINNING AT A POINT 23 FEET 3 7/8 INCHES WEST OF THE MOST EASTERLY SOUTH EAST CORNER OF LOT "A" AND RUNNING THENCE NORTHERLY ALONG A STRAIGHT LINE EXTENDED FROM THE LAST DESCRIBED POINT TO A POINT 45 FEET 9 3/4 INCHES NORTH OF THE SOUTH LINE OF LOT "A" AND 23 FEET 6 1/4 INCHES WEST OF THE EAST LINE OF SAID LOT "A"; THENCE SOUTH ALONG SAID STRAIGHT LINE 20 FEET; THENCE EAST 23 FEET 3 7/8 INCHES, MORE OR LESS, TO THE HEREINABOVE DESCRIBED POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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